

103D CONGRESS
1ST SESSION

H. R. 1202

To provide financial assistance to eligible local educational agencies to improve urban education, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 1993

Mr. PAYNE of New Jersey (for himself and Mr. JEFFERSON) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To provide financial assistance to eligible local educational agencies to improve urban education, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Urban Schools of America (USA) Act of 1993”.

6 (b) TABLE OF CONTENTS.—The table of contents is
7 as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Statement of purpose.

TITLE I—URBAN SCHOOL IMPROVEMENT

- Sec. 101. Authorization.
- Sec. 102. Allocation of funds.

- Sec. 103. Application required.
- Sec. 104. Planning period.
- Sec. 105. Uses of funds.
- Sec. 106. Accountability.
- Sec. 107. Incentive awards to exemplary programs.
- Sec. 108. Regulatory assessment.
- Sec. 109. Local advisory group.
- Sec. 110. Special rules.

TITLE II—SCHOOL BUILDING REPAIR AND RENOVATION

- Sec. 201. Purpose; authorization of appropriations.
- Sec. 202. Allocation of funds.
- Sec. 203. Application.
- Sec. 204. Uses of Funds.

TITLE III—URBAN SCHOOL RESEARCH

- Sec. 301. Authorization.
- Sec. 302. Assistant Secretary for Urban Education.
- Sec. 303. Reservation, allotment, allocation.
- Sec. 304. National Institute of Urban Education.
- Sec. 305. Application.
- Sec. 306. Uses of funds.

TITLE IV—GENERAL PROVISIONS

- Sec. 401. Interagency Council on Urban Schools.
- Sec. 402. White House Conference on Urban Education.
- Sec. 403. Augustus F. Hawkins National Commission on Urban Education.
- Sec. 404. Federal funds to supplement not supplant non-Federal funds.
- Sec. 405. Definitions.

1 **SEC. 2. FINDINGS.**

2 The Congress finds that—

3 (1) the ability of the Nation's major urban
 4 school systems to meet the Nation's educational
 5 goals will determine the country's economic competi-
 6 tiveness and academic standing in the world commu-
 7 nity;

8 (2) the quality of public education in the Na-
 9 tion's major urban areas has a direct effect on the
 10 economic development of the Nation's inner cities;

1 (3) the success of urban schools in boosting the
2 achievement of its minority youth attending such
3 schools will determine the ability of the Nation to
4 close the gap between the “haves and have-nots” in
5 society;

6 (4) the cost to America’s businesses to provide
7 remedial education to high school graduates is ap-
8 proximately \$21,000,000,000 per year;

9 (5) approximately one-third of the Nation’s
10 work force will be minority by the year 2000;

11 (6) urban schools enroll a disproportionately
12 large share of the Nation’s poor and “at-risk”
13 youth;

14 (7) urban schools enroll approximately one-third
15 of Nation’s poor, 40 percent of the Nation’s African-
16 American children, and 30 percent of the Nation’s
17 Hispanic youth;

18 (8) nearly 20 percent of the Nation’s limited-
19 English proficient children and 15 percent of the
20 Nation’s disabled youth are enrolled in urban
21 schools;

22 (9) the academic performance of students in the
23 average inner-city public school system is below that
24 of students in most other kinds of school systems;

1 (10) urban schools systems have higher dropout
2 rates, more problems with health care and less pa-
3 rental participation than other kinds of school sys-
4 tems;

5 (11) urban preschoolers have one-half the ac-
6 cess to early childhood development programs as do
7 other children;

8 (12) shortages of teachers in urban school sys-
9 tems are 2.5 times greater than such shortages in
10 other kinds of school systems;

11 (13) declining numbers of urban minority high
12 school graduates are pursuing postsecondary edu-
13 cational opportunities;

14 (14) urban schools systems have greater prob-
15 lems with teen pregnancy, discipline, drug abuse and
16 gangs than do other kinds of school systems;

17 (15) 75 percent of urban school buildings are
18 over 25 years old, 33 percent of such buildings are
19 over 50 years old, and such buildings are often in
20 serious disrepair and create poor and demoralizing
21 working and learning conditions;

22 (16) solving the challenges facing our Nation's
23 urban schools will require the concerted and collabo-
24 rative efforts of all levels of government and all sec-
25 tors of the community;

1 (17) State and Federal funding of urban
2 schools has not adequately reflected need; and

3 (18) Federal funding that is well targeted, flexi-
4 ble and accountable would contribute significantly to
5 addressing the comprehensive needs of inner-city
6 schools.

7 **SEC. 3. STATEMENT OF PURPOSE.**

8 It is the purpose of this Act to provide financial as-
9 sistance to—

10 (1) assist urban schools in meeting national
11 education goals;

12 (2) improve the educational and social well
13 being of urban public school children;

14 (3) close the achievement gap between urban
15 and nonurban school children, while improving the
16 achievement level of all children nationally;

17 (4) renovate and repair urban school buildings
18 and facilities;

19 (5) conduct coordinated research on urban edu-
20 cation problems, solutions and promising practices;

21 (6) improve the Nation's global economic and
22 educational competitiveness by improving the coun-
23 try's urban schools;

1 (7) encourage community, parental and busi-
2 ness collaboration in the improvement of urban
3 schools; and

4 (8) review regulations whose simplification
5 might improve the achievement of urban school chil-
6 dren.

7 **TITLE I—URBAN SCHOOL**
8 **IMPROVEMENT**

9 **SEC. 101. AUTHORIZATION.**

10 There are authorized to be appropriated such sums
11 as may be necessary for each of the fiscal years 1994,
12 1995, 1996, 1997, 1998, 1999, and 2000 to carry out the
13 provisions of this title.

14 **SEC. 102. ALLOCATION OF FUNDS.**

15 (a) RESERVATIONS.—

16 (1) Subject to paragraph (2), from the amount
17 appropriated or otherwise made available to carry
18 out the provisions of this title for any fiscal year, the
19 Secretary shall reserve 5 percent of such funds to
20 provide competitive awards in accordance with sec-
21 tion 107.

22 (2) Paragraph (1) shall not apply in the first
23 year in which funds are appropriated.

24 (b) ALLOTMENTS.—From the remainder of the sums
25 not reserved under subsection (a), the Secretary shall allot

1 to each eligible local educational agency with an approved
2 application in each fiscal year an amount which bears the
3 same relationship to such funds as the amount such eligi-
4 ble local educational agency was allocated under section
5 1005 and 1006 of the Elementary and Secondary Edu-
6 cation Act of 1965 in the preceding fiscal year bears to
7 the total amount received under such sections in such pre-
8 ceding fiscal year by all eligible local educational agencies.

9 (c) RESERVATION FOR COMMUNITY-BASED ORGANI-
10 ZATIONS AND NONPROFIT PARTNERSHIPS.—From the
11 amounts allotted under subsection (b) for any fiscal year,
12 each eligible local educational agency shall reserve not
13 more than 5 percent to make as many grants as prac-
14 ticable for the activities described in section 105 to—

15 (1) community-based organizations; or

16 (2) nonprofit partnerships between the eligible
17 local educational agency and city-wide collaboratives
18 of private sector businesses or universities.

19 (d) PAYMENTS.—

20 (1) IN GENERAL.—The Secretary shall annually
21 pay to each eligible local educational agency having
22 an application approved under section 103 the costs
23 of the activities described in the application.

1 (2) PAYMENT REQUIREMENTS.—The Secretary
2 shall make annual payments only to eligible local
3 educational agencies that—

4 (A) comply with the provisions of section
5 106; and

6 (B) demonstrate to the satisfaction of the
7 Secretary that the data submitted pursuant to
8 section 106 shows progress toward meeting na-
9 tional education goals.

10 (e) ADMINISTRATIVE COSTS.—Not more than 5 per-
11 cent of any allotment or grant made under this title may
12 be used for administrative costs.

13 **SEC. 103. APPLICATION REQUIRED.**

14 (a) APPLICATION REQUIRED.—

15 (1) LOCAL EDUCATIONAL AGENCIES.—

16 (A) IN GENERAL.—Any eligible local edu-
17 cational agency desiring to receive an allotment
18 from the Secretary to carry out the provisions
19 of this title shall—

20 (i) develop and prepare an application
21 with the local advisory group;

22 (ii) submit to the State educational
23 agency the application for review and com-
24 ment; and

1 (iii) submit the application described
2 in clause (i) to the Secretary for approval.

3 (B) DURATION.—Except as provided in
4 section 106, the application described in clause
5 (i) may be for a period of not more than 3
6 years.

7 (2) COMMUNITY-BASED ORGANIZATIONS AND
8 NONPROFIT PARTNERSHIPS.—Any community-based
9 organization or nonprofit partnership referred to in
10 section 102(c) desiring to receive a grant from an el-
11 igible local educational agency pursuant to section
12 101(c) shall—

13 (A) prepare an application for approval by
14 the local advisory group and submit such appli-
15 cation to the eligible local educational agency;

16 (B) describe in the application the collabo-
17 rative efforts undertaken with the local edu-
18 cational agency in designing a program to meet
19 the purposes of the Act; and

20 (C) describe in the application how funds
21 will be used to help meet the education goals se-
22 lected by the local educational agency pursuant
23 to subsection (b).

1 (b) CONTENTS OF LOCAL EDUCATIONAL AGENCY

2 APPLICATION.—Each application submitted by an eligible
3 local educational agency shall include a description of—

4 (1) the ranking of all schools in the eligible
5 local educational agency by achievement, poverty,
6 and racial isolation and how such schools will be
7 served in accordance with section 110(a);

8 (2) the community served by the eligible local
9 educational agency and the effects of the community
10 on the educational conditions within the schools
11 served by the eligible local educational agency;

12 (3) the collaboration in program planning with
13 the local advisory group described in section 109;

14 (4) the goals selected by the eligible local edu-
15 cational agency pursuant to section 106(b), the ra-
16 tionale for choosing such goals over others, and a
17 description of whether the goals selected differ be-
18 tween elementary and secondary schools within the
19 jurisdiction of the local educational agency;

20 (5) how funds received under this title will be
21 used to meet the national educational goals selected
22 by the eligible local educational agency;

23 (6) how promising or successful models or pro-
24 grams will be replicated in designing activities as-
25 sisted under this title; and

1 (7) the statistical indicators and other criteria
2 that the eligible local educational agency will use to
3 measure progress toward meeting national education
4 goals, and a description of what the local educational
5 agency has done to ensure that any assessments
6 used to measure such progress will not have a nega-
7 tive effect on minority or language minority stu-
8 dents.

9 **SEC. 104. PLANNING PERIOD.**

10 Any eligible local educational agency requiring addi-
11 tional planning efforts to meet the provisions of this title
12 may use the first 6 months of the initial program year
13 for planning purposes, subject to approval by the Sec-
14 retary, except that not more than 15 percent of the first
15 year's allotment shall be used for such purposes. A written
16 report of the results of such planning shall be submitted
17 to the Secretary not later than the end of the first project
18 year.

19 **SEC. 105. USES OF FUNDS.**

20 (a) IN GENERAL.—Funds allotted under this title
21 shall be used by eligible local educational agencies, com-
22 munity-based organizations, or nonprofit partnerships to
23 meet national education goals through programs designed
24 to—

1 (1) increase the academic achievement of
2 urban school children to at least the national aver-
3 age, including—

4 (A) effective schools programs;

5 (B) tutoring, mentoring, and other activi-
6 ties to improve academic achievement directly;

7 (C) activities designed to increase the par-
8 ticipation of minority and female students in
9 entry level and advanced courses in mathe-
10 matics and science;

11 (D) supplementary academic instruction;

12 (E) efforts to improve problem-solving and
13 higher-order thinking skills;

14 (F) programs to increase student motiva-
15 tion for learning; and

16 (G) efforts to lengthen the school day,
17 school year or reduce class sizes;

18 (2) ensure the readiness of all urban children
19 for school, including—

20 (A) full workday, full calendar-year com-
21 prehensive early childhood development pro-
22 grams;

23 (B) parenting classes and parent involve-
24 ment activities;

1 (C) activities designed to coordinate pre-
2 kindergarten and child care programs;

3 (D) efforts to integrate developmentally
4 appropriate prekindergarten services into the
5 overall school program;

6 (E) upgrading the qualifications of early
7 childhood education staff and standards for
8 programs;

9 (F) collaborative efforts with health and
10 social service agencies to provide comprehensive
11 services and to facilitate the transition from
12 home to school;

13 (G) establishment of comprehensive child
14 care centers in high schools for students who
15 are parents and their children; and

16 (H) augmenting early childhood develop-
17 ment programs to meet the special educational
18 and cultural needs of limited-English proficient
19 preschool children;

20 (3) increase the graduation rates of urban stu-
21 dents to at least the national average, including—

22 (A) dropout prevention activities and sup-
23 port services for students at-risk of dropping
24 out of school;

1 (B) re-entry, outreach and support activi-
2 ties to recruit students who have dropped out of
3 school to return to school;

4 (C) development of systemwide policies and
5 practices that encourage students to stay in
6 school;

7 (D) efforts to provide individualized stu-
8 dent support, such as mentoring programs;

9 (E) collaborative activities between schools,
10 parents, community groups, agencies and insti-
11 tutions of higher education aimed at preventing
12 individuals from dropping out of school;

13 (F) programs to increase student attend-
14 ance; and

15 (G) alternative programs for students, es-
16 pecially bilingual and special education stu-
17 dents, who have dropped out of school or are
18 at-risk of dropping out of school;

19 (4) prepare urban school graduates to enter
20 higher education, pursue careers and exercise their
21 responsibilities as citizens, including—

22 (A) activities designed to increase the
23 number and percentages of students, particu-
24 larly minority students, enrolling in postsecond-

1 ary educational institutions after graduation
2 from secondary schools;

3 (B) in-school youth employment, vocational
4 education, and career education programs that
5 improve the transition from school to work;

6 (C) activities designed in collaboration with
7 colleges and universities to assist urban school
8 graduates in completing higher education;

9 (D) efforts to increase voter registration
10 among eligible high school students;

11 (E) activities designed to promote commu-
12 nity service and volunteerism among students,
13 parents, teachers, and the community; and

14 (F) civic education and other programs de-
15 signed to enhance responsible citizenship and
16 understanding of the political process;

17 (5) recruit and retain qualified teachers, includ-
18 ing—

19 (A) school-based management projects and
20 activities;

21 (B) programs designed to test efforts to
22 increase the professionalization of teachers or to
23 bring teachers up to national voluntary stand-
24 ards;

1 (C) alternative routes to certification for
2 qualified individuals from business, the military
3 and other fields;

4 (D) efforts to recruit and retain teachers
5 in critical shortage areas, including early child-
6 hood teachers, mathematics and science teach-
7 ers, and special education and bilingual teach-
8 ers;

9 (E) upgrading the skills of teacher aides
10 and paraprofessionals to permit such individ-
11 uals to become certified teachers;

12 (F) efforts specifically designed to increase
13 the number of minority teachers in urban
14 schools;

15 (G) programs designed to “grow your
16 own” teachers;

17 (H) incentives for teachers to work in
18 inner-city schools; and

19 (I) collaborative activities with urban uni-
20 versities to revise and upgrade teacher training
21 programs; and

22 (6) decrease the use of drugs and alcohol
23 among urban students, and to enhance the physical
24 and emotional health of such students, including—

1 (A) activities designed to improve the self-
2 esteem and self-worth of urban students;

3 (B) the provision of health care services
4 and other social services and the coordination of
5 such services with other health care providers;

6 (C) programs designed to improve safety
7 and discipline and reduce in-school violence,
8 vandalism, and gang activity;

9 (D) activities that begin in the early
10 grades and are designed to prevent drug and al-
11 cohol abuse and smoking among students and
12 teachers;

13 (E) collaborative activities with other agen-
14 cies, businesses, and community groups to dis-
15 courage the advertisement and glorification of
16 drugs and alcohol;

17 (F) efforts to enhance health education
18 and nutrition education; and

19 (G) alternative schools, and schools-within-
20 schools programs, including bilingual and spe-
21 cial education programs for students with spe-
22 cial needs.

23 (b) SPECIAL RULE.—Funds allotted under this title
24 may be used for the planning, development, operation or
25 expansion of programs and activities which are designed

1 to assist urban schools in meeting national education
2 goals, and may include—

3 (1) training of teachers and other educational
4 personnel in subject areas, or in instructional tech-
5 nology and methods that would improve the delivery
6 of services in urban settings and assist in the
7 achievement of the national education goals, includ-
8 ing staff development efforts that emphasize
9 multicultural and gender and disability bias-free cur-
10 ricula;

11 (2) coordination and collaboration with other
12 municipal agencies, child care organizations, univer-
13 sities or the private sector;

14 (3) parental involvement and outreach efforts
15 and other activities designed to enhance parental en-
16 couragement of student learning;

17 (4) guidance and psychological counseling, so-
18 cial work, and other support services that contribute
19 to progress in achieving national education goals;

20 (5) efforts to acquire and improve access to
21 educational technology;

22 (6) programs to serve homeless children, chil-
23 dren in desegregation programs, immigrants, mi-
24 grants, or other highly mobile populations, even if

1 such individuals do not attend a school assisted
2 under this title; and

3 (7) efforts to improve and strengthen the cur-
4 riculum and coordinate services across grade levels.

5 (c) PRIORITY.—Each local educational agency sub-
6 mitting an application shall give priority in designing the
7 program to include activities that replicate successful ef-
8 forts in other local educational agencies or expand success-
9 ful programs within the eligible local educational agency.

10 **SEC. 106. ACCOUNTABILITY.**

11 (a) IN GENERAL.—The Secretary may award an al-
12 lotment under this title to an eligible local educational
13 agency to enable such an agency to operate a program
14 under this title for a period of not more than 3 years.
15 If an eligible local educational agency receiving an allot-
16 ment under this title meets the accountability require-
17 ments described in subsection (b) at the end of 3 years
18 and the requirements described in subsection (c) at the
19 end of each year, as determined by the Secretary, such
20 agency shall be eligible to continue the project with funds
21 under this title for an additional 3 years.

22 (b) REQUIREMENTS TO MOVE TOWARD NATIONAL
23 EDUCATION GOALS.—

24 (1) PROGRAM CONTINUATION.—If, after 3
25 years, an eligible local educational agency receiving

1 an allotment under this title is able to demonstrate
2 to the satisfaction of the Secretary that it has in-
3 creased the achievement level of students in the low-
4 est 2 quartiles in schools assisted under this title as
5 measured by the statistical indicators and other cri-
6 teria specified in the application in excess of the av-
7 erage such achievement of such students in the 3
8 years prior to the initiation of the project, then such
9 agency shall be eligible to continue the project with
10 funds under this title for an additional 3 years upon
11 reapplication under section 103.

12 (2) SPECIAL RULE.—If, after 3 years, an eligi-
13 ble local educational agency receiving an allotment
14 under this title is able to demonstrate progress in
15 lieu of paragraph (1) in meeting at least 3 of the
16 criteria described in paragraph (3), then such agen-
17 cy shall be considered to have met the requirements
18 of paragraph (1) so long as the achievement level of
19 the schools assisted under this title did not decline
20 in any of the 3 previous school years.

21 (3) CRITERIA.—For purposes of paragraph (2),
22 the criteria are as follows:

23 (A) The number or percentage of preschool
24 children served by the eligible local educational

1 agency is greater than the average such number
2 or percentage in the 3 previous school years.

3 (B) The number or percentage of second-
4 ary school students graduating in the eligible
5 local educational agency is greater than the av-
6 erage such number or percentage rate for the 3
7 previous school years.

8 (C) The number or percentage of second-
9 ary school graduates in the eligible local edu-
10 cational agency enrolled in postsecondary edu-
11 cation is greater than the average such number
12 or percentage for the 3 previous school years.

13 (D) The number or percentage of the
14 teaching force in the eligible local educational
15 agency who are minorities is greater than the
16 average such number or percentage for the 3
17 previous school years.

18 (E) The incidence of discipline, drug-relat-
19 ed or in-school crime in the eligible local edu-
20 cational agency is less than the average such in-
21 cidence in the 3 previous school years.

22 (c) COLLECTION OF DATA.—Each eligible local edu-
23 cational agency, community-based organization, univer-
24 sity, or nonprofit partnership receiving an allotment under
25 this title shall annually collect and submit to the Secretary

1 data based on the statistical indicators and other criteria
2 described in the application submitted by such eligible
3 local educational agency for the purposes of monitoring
4 progress in achieving national education goals. Such data
5 shall include multiple measures or indicators of each vari-
6 able, and may take into consideration the mobility of stu-
7 dents in the schools served under this title.

8 **SEC. 107. INCENTIVE AWARDS TO EXEMPLARY PROGRAMS.**

9 From amounts reserved pursuant to section 102(a)
10 or otherwise made available, the Secretary is authorized
11 to make competitive awards to individual schools partici-
12 pating in a program assisted under this title that dem-
13 onstrate to the satisfaction of the Secretary success in at
14 least 3 of the following areas:

15 (1) Unusual or exemplary progress in achieving
16 the national education goals through programs de-
17 scribed in section 105.

18 (2) Exemplary or unusually effective collabo-
19 rative arrangements between schools, community-
20 based organizations, agencies, parent groups, col-
21 leges and businesses.

22 (3) Identification, review, and removal of poten-
23 tial barriers to student performance in achieving na-
24 tional education goals, including a decrease in sus-
25 pensions, expulsions, in-grade retentions, and ability

1 groupings, and lack of access to course offerings in
2 pre-algebra and introductory algebra.

3 (4) Substantial expansion of the hours that
4 schools remain open for community use or student
5 after-school recreation.

6 **SEC. 108. REGULATORY ASSESSMENT.**

7 (a) REPORT ON URBAN PUBLIC SCHOOLS.—In order
8 to assist eligible local educational agencies under this Act
9 in improving the performance of urban school children, the
10 Secretary shall, not later than January 1, 1993, prepare
11 a report on the impact of Federal regulations, guidelines
12 and policies on urban public schools.

13 (b) CONTENTS OF REPORT.—(1) The report shall
14 analyze the impact of Federal legal, regulatory, policy and
15 organizational requirements on the time and resources
16 that eligible local educational agencies assisted under this
17 Act have for educating students, including fiscal resources,
18 staff time, facilities, instructional equipment, and services.

19 (2) The report shall make recommendations on how
20 best to simplify Federal regulations, guidelines and poli-
21 cies so that more resources can be devoted to improving
22 urban school performance.

23 (3) The report shall also identify the regulations in
24 which a waiver might be used as an incentive or reward

1 for exceptional progress in meeting national education
2 goals.

3 (c) SPECIFIC ISSUES FOR ANALYSIS.—In preparing
4 the report required by subsection (a), the Secretary shall
5 analyze—

6 (1) the effect of regulatory requirements on
7 local program flexibility and management within eli-
8 gible local educational agencies;

9 (2) the effect of regulatory requirements on the
10 size, cost and composition of administrative practices
11 within eligible local educational agencies;

12 (3) the extent to which regulatory requirements
13 are duplicative or contradictory;

14 (4) the amount of time and resources that
15 school administrators and teachers must spend re-
16 sponding to data requests and reporting require-
17 ments pursuant to Federal law;

18 (5) the extent to which regulatory requirements
19 are related to instructional rather than
20 noninstructional practices in eligible local edu-
21 cational agencies;

22 (6) the relationship between specific regulatory
23 requirements and the educational performance of
24 urban students; and

1 (7) how the waiver or simplification of regu-
2 latory requirements could enhance the performance
3 of urban school children and the progress of urban
4 schools in meeting national education goals.

5 (d) SAMPLE DATA.—The Secretary may, in develop-
6 ing the report described in subsection (a), use appropriate
7 sampling techniques.

8 (e) CONSULTATION WITH CONGRESS.—The Sec-
9 retary shall consult with the Committee on Education and
10 Labor of the House of Representatives and the Committee
11 on Labor and Human Resources of the Senate concerning
12 the design of the report described in this section.

13 **SEC. 109. LOCAL ADVISORY GROUP.**

14 (a) ESTABLISHMENT.—Any local educational agency
15 desiring to receive an allotment under this Act shall form
16 a local advisory group.

17 (b) COMPOSITION.—

18 (1) IN GENERAL.—Each local advisory group
19 referred to in subsection (a) shall be composed of
20 representatives of such groups as—

- 21 (A) local government agencies;
- 22 (B) community-based organizations;
- 23 (C) service providers;
- 24 (D) teachers;
- 25 (E) parents;

1 (F) colleges and universities;

2 (G) businesses;

3 (H) principals and other school adminis-
4 trators;

5 (I) counselors, school psychologists and so-
6 cial workers;

7 (J) students;

8 (K) State educational agencies and State
9 boards of education;

10 (L) labor;

11 (M) Offices of the mayor;

12 (N) religious leaders; and

13 (O) organizations with an interest in im-
14 proving urban education and expertise in the
15 delivery of services needed by the schools se-
16 lected to participate in a program assisted
17 under this Act.

18 (2) APPOINTMENT.—The superintendent of
19 schools and the president of the board of education
20 of the eligible local educational agency shall appoint
21 the members of the local advisory group.

22 (3) REPRESENTATION.—The local advisory
23 group shall be representative of the community and
24 shall be balanced according to race, ethnicity, native

1 language background, and gender, to the extent
2 practicable.

3 (c) FUNCTIONS.—The local advisory group shall—

4 (1) advise the eligible local educational agency
5 on the design and conduct of a needs assessment for
6 all schools expected to participate in the program as-
7 sisted under this title;

8 (2) assist in planning for community-wide col-
9 laboration in service delivery for students in schools
10 expected to be served by the program assisted under
11 this title;

12 (3) advise the eligible local educational agency
13 and the community on how they can work together
14 to use multiple service providers;

15 (4) advise and assist the eligible local edu-
16 cational agency on the implementation of the pro-
17 gram assisted under this title and review evaluations
18 of such program's success;

19 (5) review and approve applications submitted
20 to the eligible local educational agency by commu-
21 nity-based organizations pursuant to section 103(b);

22 (6) advise the eligible local educational agency
23 on strategies for increasing parent involvement and
24 the number of school volunteers and role models in
25 schools; and

1 (7) review the success of community-based pro-
2 grams assisted under this title for progress on the
3 national education goals.

4 (d) USE OF EXISTING LOCAL ADVISORY GROUP.—
5 To the extent that an eligible local educational agency has
6 established a broadly representative local advisory group
7 before enactment of this Act that is comparable to the
8 local advisory group described in this section, such existing
9 local advisory group shall be considered to be in compli-
10 ance with the provisions of this section.

11 **SEC. 110. SPECIAL RULES.**

12 (a) RANKING OF SCHOOLS TO DETERMINE REL-
13 ATIVE NEED.—

14 (1) IN GENERAL.—Each eligible local edu-
15 cational agency desiring to receive an allotment
16 under this title shall, in order to determine which
17 schools are most in need of services, separately rank
18 all elementary and secondary schools under the ju-
19 risdiction of such agency on the basis of—

20 (A) achievement;

21 (B) poverty; and

22 (C) racial isolation.

23 (2) PERCENTAGE OF SCHOOLS TO BE
24 SERVED.—Each eligible local educational agency
25 that receives an allotment under this title shall serve

1 at least 10 percent, but not more than 20 percent,
2 of the schools under the jurisdiction of such agency.

3 (3) CRITERIA FOR SCHOOLS TO BE SERVED.—
4 Subject to the provisions of paragraph (2) of this
5 section, each eligible local educational agency that
6 receives an allotment under this title—

7 (A) shall serve any school that is deter-
8 mined to be most in need with respect to all 3
9 rankings described in paragraph (1);

10 (B) may serve any school that is deter-
11 mined to be most in need with respect to any
12 1 or more of such rankings; and

13 (C) may serve any school that received as-
14 sistance under this title in a previous fiscal
15 year.

16 (b) FLEXIBILITY.—Each eligible local educational
17 agency shall have the flexibility to serve homeless children,
18 desegregating students, immigrants, migrants or other
19 highly mobile populations within the program assisted
20 under this title.

21 (c) CHAPTER 1 SCHOOL IMPROVEMENT PLAN.—The
22 approved program for any school served under sections
23 1020 and 1021 of the Elementary and Secondary Edu-
24 cation Act of 1965, may be considered sufficient to meet

1 the requirements of the provisions of section 106(b)(1) of
2 this Act.

3 **TITLE II—SCHOOL BUILDING**
4 **REPAIR AND RENOVATION**

5 **SEC. 201. PURPOSE; AUTHORIZATION OF APPROPRIATIONS.**

6 (a) PURPOSE.—It is the purpose of this title to pro-
7 vide assistance to eligible local educational agencies to as-
8 sist such agencies in repairing, and renovating, instruc-
9 tional facilities in city schools.

10 (b) AUTHORIZATION OF APPROPRIATIONS.—There
11 are authorized to be appropriated such sums as may be
12 necessary for each of the fiscal years 1994, 1995, 1996,
13 1997, 1998, 1999, and 2000 to carry out the provisions
14 of this title.

15 **SEC. 202. ALLOCATION OF FUNDS.**

16 (a) RESERVATION.—From the amount appropriated
17 or otherwise made available to carry out the provisions of
18 this title for any fiscal year, the Secretary shall reserve
19 1 percent of such amount to monitor activities assisted
20 under this title.

21 (b) ALLOTMENTS.—From the remainder of sums not
22 reserved under subsection (a), the Secretary shall allot to
23 eligible local educational agencies with an approved appli-
24 cation—

1 (1) 33 percent of such funds on the basis of the
2 number of children in the eligible local educational
3 agency between the ages of 5 and 17 who are mem-
4 bers of families whose income does not exceed the
5 income official poverty line (as defined by the Office
6 of Management and Budget), according to the most
7 recent decennial census, divided by the number of all
8 such children in all eligible local educational agen-
9 cies;

10 (2) 33 percent of such funds on the basis of the
11 number of school buildings used for instructional
12 purposes in the eligible local educational agency, di-
13 vided by the number of all such buildings in all eligi-
14 ble local educational agencies; and

15 (3) 33 percent of such funds on the basis of the
16 number of school buildings in the eligible local edu-
17 cational agency which are used for instructional pur-
18 poses and which are more than 25 years old, divided
19 by the number of all such buildings in all eligible
20 local educational agencies.

21 **SEC. 203. APPLICATION.**

22 (a) APPLICATION.—

23 (1) IN GENERAL.—Any eligible local educational
24 agency desiring to receive an allotment to carry out
25 the provisions of this title shall submit to the Sec-

1 retary an application at such time, in such manner
2 and accompanied by such information as the Sec-
3 retary may reasonably require.

4 (2) DURATION.—Each application shall be sub-
5 mitted for a period of not more than 3 years.

6 (3) ANNUAL REVIEW.—Each application shall
7 be subject to annual review.

8 (b) CONTENTS.—Each application shall contain—

9 (1) an assessment of needs for building repair,
10 renovation and construction;

11 (2) the name and location of all sites scheduled
12 for repair, renovation or construction and a descrip-
13 tion of the activities planned at each site; and

14 (3) a description of accounting procedures used
15 to assure proper disbursement of Federal funds.

16 **SEC. 204. USES OF FUNDS.**

17 Each eligible local educational agency receiving an al-
18 lotment under section 202(b) shall use such allotment to
19 conduct programs for—

20 (1) repair and renovation of school buildings
21 used for instruction;

22 (2) installation or upgrading of school security
23 and communications systems;

1 (3) construction of new buildings that will serve
2 to replace old facilities that are most cost effectively
3 torn down rather than renovated;

4 (4) alterations to buildings to meet special pro-
5 gram, curricula, or school-site management needs;

6 (5) alterations to buildings to meet certain spe-
7 cial population needs, such as the needs of homeless
8 children and preschool children;

9 (6) alterations to school buildings to enable
10 such buildings to serve as one-stop family support
11 centers;

12 (7) facilities' costs associated with lengthening
13 the school day or school year;

14 (8) upgrading of and alterations to buildings to
15 accommodate new instructional technology;

16 (9) energy conservation;

17 (10) removal or containment of environmentally
18 hazardous material, such as asbestos, lead, and
19 radon;

20 (11) meeting the requirements of section 504 of
21 the Rehabilitation Act of 1973; and

22 (12) meeting local, State, or Federal codes
23 passed since the initial construction of a building re-
24 lated to fire, air, light, noise, waste disposal, build-
25 ing height or other.

1 **TITLE III—URBAN SCHOOL**
2 **RESEARCH**

3 **SEC. 301. AUTHORIZATION.**

4 There are authorized to be appropriated to the Na-
5 tional Institute for Urban Education \$100,000,000 for fis-
6 cal year 1992, and such sums as may be necessary for
7 each of the fiscal years 1993, 1994, 1995, 1996, 1997,
8 1998, 1999, and 2000 to carry out the provisions of this
9 title.

10 **SEC. 302. ASSISTANT SECRETARY FOR URBAN EDUCATION.**

11 (a) AMENDMENTS TO THE DEPARTMENT OF EDU-
12 CATION ORGANIZATION ACT.—

13 (1) Section 202(b)(1) of the Department of
14 Education Organization Act (20 U.S.C. 3412) is
15 amended—

16 (A) by striking “and” at the end of sub-
17 paragraph (F) and redesignating subparagraph
18 “(G)” as subparagraph “(H)”;

19 (B) by inserting after subparagraph (F)
20 the following:

21 “(G) an Assistant Secretary for Urban
22 Education.”.

23 (2) Title II of the Department of Education Or-
24 ganization Act (20 U.S.C. 3401 et seq.) is amend-
25 ed—

1 by adding at the end the following;

2 **“SEC. 216. NATIONAL INSTITUTE FOR URBAN EDUCATION.**

3 “There shall be in the Department a National Insti-
4 tute for Urban Education, established in accordance with
5 title III of the Urban Schools of America (USA) Act of
6 1991.”.

7 (b) AMENDMENT TO TITLE V.—Section 5315 of title
8 5, United States Code is amended by striking “Assistant
9 Secretaries of Education (6)” and inserting “Assistant
10 Secretaries of Education (7)”.

11 **SEC. 303. RESERVATION, ALLOTMENT, ALLOCATION.**

12 (a) RESERVATION FOR NATIONAL INSTITUTE OF
13 URBAN EDUCATION.—From the amount appropriated or
14 otherwise made available to carry out the provisions of this
15 title in any fiscal year, the Assistant Secretary for Urban
16 Education (referred to in this title as the “Assistant Sec-
17 retary”) shall reserve 20 percent of such funds for the op-
18 eration of the National Institute for Urban Education (re-
19 ferred to in this title as the “Institute”).

20 (b) ALLOTMENTS TO ELIGIBLE LOCAL EDU-
21 CATIONAL AGENCIES.—From the remainder of sums not
22 reserved under subsection (a), the Assistant Secretary
23 shall make allotments to eligible local educational agencies
24 in an amount which bears the same relation to such re-
25 mainder as the number of students enrolled in the eligible

1 local educational agency bears to the total number of stu-
2 dents enrolled in all eligible local educational agencies.

3 **SEC. 304. NATIONAL INSTITUTE OF URBAN EDUCATION.**

4 (a) ESTABLISHMENT.—From amounts reserved
5 under section 303(a), the Assistant Secretary shall estab-
6 lish an institute to be known as the National Institute of
7 Urban Education.

8 (b) FUNCTIONS.—The Institute shall—

9 (1) assist eligible local educational agencies
10 under this Act, or consortia of such agencies, in de-
11 veloping research and evaluation activities to assess
12 progress toward meeting the national education
13 goals;

14 (2) provide for the conduct of research which
15 will assist urban schools in enhancing learning,
16 teaching, and system management;

17 (3) provide training in research and evaluation
18 methods and techniques that meet the purposes of
19 this Act;

20 (4) evaluate and disseminate among eligible
21 local educational agencies results of activities con-
22 ducted pursuant to title I of this Act;

23 (5) design and coordinate, in consultation with
24 eligible local educational agencies, a comprehensive

1 and cohesive research and evaluation strategy for as-
2 sessing progress under this Act;

3 (6) serve as a clearinghouse on urban education
4 research and evaluation findings, policies, and prac-
5 tices;

6 (7) design, test, define, and promote common
7 indicators of progress toward the national education
8 goals; and

9 (8) design, develop, and test new measures of
10 school progress toward the national education goals.

11 (c) GOVERNANCE.—The Institute shall have a Gov-
12 erning Board.

13 (1) COMPOSITION AND APPOINTMENT.—

14 (A) COMPOSITION.—The Governing Board
15 shall consist of 22 members, selected from a
16 pool of candidates nominated by the super-
17 intendent and the president of the eligible local
18 educational agencies.

19 (B) APPOINTMENT.—The Majority Leader
20 of the House of Representatives and the Major-
21 ity Leader of the Senate shall each appoint six
22 members to the Governing Board from individ-
23 uals nominated pursuant to subparagraph (A).
24 The Minority Leader of the House of Rep-
25 resentatives and the Minority Leader of the

1 Senate shall each appoint 3 members to the
2 Governing Board from individuals nominated
3 pursuant to subparagraph (A). The Secretary
4 shall appoint 4 members to the Governing
5 Board from individuals nominated pursuant to
6 subparagraph (A).

7 (2) TERMS OF OFFICE.—

8 (A) IN GENERAL.—Members of the Gov-
9 erning Board shall be appointed for a period of
10 3 years.

11 (B) REAPPOINTMENT.—Members of the
12 Governing Board may be reappointed to the
13 Governing Board.

14 (3) DUTIES.—The Governing Board shall—

15 (A) establish the national research and
16 evaluation program for the Institute;

17 (B) review the programs and activities of
18 the Institute; and

19 (C) issue an annual report to the Congress
20 and the public on the progress of urban schools
21 in meeting the goals of this Act.

22 (4) LEADERSHIP.—The Assistant Secretary
23 shall be the primary individual responsible for the
24 daily operation of the Institute.

1 (5) STAFF.—Such personnel as the Institute
2 deems necessary may be appointed to carry out the
3 functions of the Institute.

4 (d) CONTRACTS AND GRANTS.—

5 (1) IN GENERAL.—To the extent provided for
6 in advance in appropriation Acts, the Institute may
7 award grants to or enter into contracts with eligible
8 local educational agencies, universities, research and
9 development centers, private corporations, or re-
10 gional educational laboratories to carry out the du-
11 ties of the Institute.

12 (2) COMPETITIVE AWARDS.—Grants and con-
13 tracts awarded under paragraph (1) shall be award-
14 ed on a competitive basis.

15 **SEC. 305. APPLICATION.**

16 (a) IN GENERAL.—Any eligible local educational
17 agency desiring to receive an allotment under section
18 303(b) shall—

19 (1) submit an application to the Assistant Sec-
20 retary;

21 (2) consult with the Department of Education,
22 local universities, research institutes, laboratories, or
23 centers for purposes of planning and implementing
24 a plan of research and technical assistance for the
25 eligible local educational agency and schools within

1 the jurisdiction of the eligible local educational agen-
2 cy; and

3 (3) describe in the application a research and
4 technical assistance plan and how assistance pro-
5 vided under this title will be used to assess progress
6 on the national education goals.

7 (b) CONSORTIA.—Eligible local educational agencies
8 may pool their allotments under section 303(b), in whole
9 or in part, to design and conduct cooperative data collec-
10 tion, evaluation and information dissemination activities.

11 **SEC. 306. USES OF FUNDS.**

12 Funds allotted to eligible local educational agencies
13 under section 303(b) may be used for—

14 (1) collaborative and coordinated research and
15 evaluation of educational techniques or approaches
16 used in multiple eligible local educational agencies;

17 (2) evaluation of projects assisted under title I;

18 (3) collection and dissemination of information
19 on successful projects and approaches assisted under
20 title I;

21 (4) design and implementation of extension
22 service programs to allow an eligible local edu-
23 cational agency to provide technical assistance to in-
24 dividual schools and teachers involved in projects as-
25 sisted under title I;

1 (5) provision of data and information manage-
2 ment services to individual schools assisted under
3 title I;

4 (6) provision of staff training in schools as-
5 sisted under title I;

6 (7) evaluation of progress made by eligible local
7 educational agencies assisted under this Act in meet-
8 ing national education goals;

9 (8) provision of staff training in test interpreta-
10 tion and use for diagnostic purposes;

11 (9) provision of information to parents on test
12 results and test interpretation;

13 (10) provision of technology and training in its
14 research and evaluation uses;

15 (11) development of assessment tools of stu-
16 dents in individualized instruction;

17 (12) research on school policies and practices
18 which may be barriers to the success of students in
19 school; and

20 (13) development and testing of new multiple,
21 alternative assessments of student progress toward
22 the national education goals which are race and gen-
23 der bias-free and sensitive to limited-English pro-
24 ficient and disabled students.

TITLE IV—GENERAL PROVISIONS

SEC. 401. INTERAGENCY COUNCIL ON URBAN SCHOOLS.

(a) ESTABLISHMENT.—There is established the Interagency Council on Urban Schools (hereafter in this section referred to as the “Council”).

(b) COMPOSITION.—

(1) IN GENERAL.—The Council shall consist of—

(A) the Secretary of Education who shall serve as Chairperson of the Council;

(B) the Secretary of Labor;

(C) the Secretary of Health and Human Services;

(D) the Secretary of Agriculture;

(E) the Attorney General of the United States;

(F) the Secretary of Energy;

(G) the Director of the Environmental Protection Agency;

(H) the Director of the Commission on Civil Rights;

(I) the Chairperson of the Advisory Commission on Intergovernmental Relations;

1 (J) the Chairpersons of the National En-
2 dowments on the Arts and the Humanities;

3 (K) the Director of the National Science
4 Foundation;

5 (L) the Secretary of Housing and Urban
6 Development; and

7 (M) such other officers of the Federal Gov-
8 ernment as may be designated by the President
9 or the Chairperson of the Council to serve
10 wherever matters within the jurisdiction of the
11 agency headed by such an officer are to be con-
12 sidered by the Council.

13 (2) REPRESENTATION.—Each individual de-
14 scribed in paragraph (1) may designate a person to
15 represent such individual on the Council.

16 (3) DURATION.—Each member shall be ap-
17 pointed for as long as such member serves as the
18 head of the appropriate department or agency.

19 (4) PRINCIPAL ADVISOR.—The Chairperson of
20 the Council shall be the President's principal advisor
21 on urban schools.

22 (c) QUORUM.—Seven members of the Council shall
23 constitute a quorum for the purposes of transmitting rec-
24 ommendations and proposals to the President, but a lesser
25 number may meet for other reasons.

1 (d) MEETINGS.—The Council shall meet at least 2
2 times each year. When a Council member is unable to at-
3 tend a meeting, the Council member shall appoint an ap-
4 propriate Assistant Secretary or an equivalent individual
5 from the department or agency of the member to represent
6 the member for that meeting.

7 (e) DUTIES OF THE COUNCIL.—The Council shall—

8 (1) review programs and activities conducted by
9 each department or agency represented on the Coun-
10 cil to determine the effects of such programs and ac-
11 tivities on the ability of urban schools to meet na-
12 tional education goals;

13 (2) track progress of urban schools in meeting
14 national education goals;

15 (3) solicit information and advice from experts
16 in urban education and representatives of urban
17 schools on how the Federal Government could im-
18 prove the programs and activities of the Federal
19 Government which serve urban school students;

20 (4) review regulations across various depart-
21 ments or agencies of the Federal Government for
22 duplication or contradiction;

23 (5) submit an annual report to Congress and
24 the President regarding the progress urban schools
25 are making in meeting national education goals, and

1 on how Congress might change Federal programs to
2 improve the effectiveness of such programs in urban
3 schools;

4 (6) review and make recommendations regard-
5 ing ways to improve or streamline various Federal
6 data collection activities in urban schools; and

7 (7) conduct such research as may be helpful to
8 urban school practitioners in improving the perform-
9 ance of students attending urban schools.

10 **SEC. 402. WHITE HOUSE CONFERENCE ON URBAN EDU-**
11 **CATION.**

12 (a) AUTHORIZATION TO CALL CONFERENCE.—

13 (1) IN GENERAL.—The President is authorized
14 to call and conduct a White House Conference on
15 Urban Education (hereafter referred to as the “Con-
16 ference”) which shall be held not earlier than No-
17 vember 1, 1993, and not later than October 30,
18 1994.

19 (2) PURPOSE.—The purpose of the White
20 House Conference on Urban Education shall be to—

21 (A) develop recommendations and strate-
22 gies for the improvement of urban education;

23 (B) marshal the forces of the private sec-
24 tor, governmental agencies at all levels, parents,
25 teachers, communities, and education officials

1 to assist urban schools in achieving national
2 education goals; and

3 (C) conduct the initial planning for a per-
4 manent national advisory commission on urban
5 education.

6 (b) COMPOSITION OF CONFERENCE.—

7 (1) IN GENERAL.—The Conference shall be
8 composed of 12 individuals, including—

9 (A) representatives of urban public school
10 systems, including board of education members
11 and school superintendents;

12 (B) representatives of the Congress, the
13 Department of Education and other Federal
14 agencies;

15 (C) State elected officials and representa-
16 tives from State educational agencies; and

17 (D) individuals with special knowledge of
18 and expertise in urban education.

19 (2) SELECTION.—The President shall select
20 one-third of the participants of the Conference, the
21 Speaker of the House of Representatives shall select
22 one-third of such participants, and the President pro
23 tempore of the Senate shall select the remaining
24 one-third of such participants.

1 (3) REPRESENTATION.—In selecting the par-
2 ticipants of the Conference the President, the Speak-
3 er of the House of Representatives, and the Presi-
4 dent pro tempore of the Senate shall ensure that the
5 participants are as representative of the ethnic, ra-
6 cial, and linguistic diversity of cities as is prac-
7 ticable.

8 (c) REPORTS.—

9 (1) IN GENERAL.—A final report of the Con-
10 ference, containing such findings and recommenda-
11 tions as may be made by the Conference, shall be
12 submitted to the President not later than 120 days
13 following the termination of the Conference. The
14 final report shall be made public and, within 90 days
15 after receipt by the President, transmitted to the
16 Congress together with a statement of the President
17 containing recommendations for implementing the
18 report.

19 (2) PUBLICATION AND DISTRIBUTION.—The
20 Conference is authorized to publish and distribute
21 the report described in this section. Copies of the re-
22 port shall be provided to the Federal depository li-
23 braries and made available to local urban school
24 leaders.

25 (d) AUTHORIZATION OF APPROPRIATIONS.—

1 (1) IN GENERAL.—There are authorized to be
2 appropriated for fiscal year 1993 \$5,000,000 to
3 carry out the provisions of this section.

4 (2) AVAILABILITY.—Amounts made available
5 pursuant to the authority of paragraph (1) shall re-
6 main available until expended.

7 **SEC. 403. AUGUSTUS F. HAWKINS NATIONAL COMMISSION**
8 **ON URBAN EDUCATION.**

9 (a) ESTABLISHMENT.—There is established a Na-
10 tional Commission on Urban Education (in this Act re-
11 ferred to as the “Commission”).

12 (b) MEMBERSHIP.—

13 (1) IN GENERAL.—The Commission shall be
14 composed of 12 members as follows:

15 (A) Four of the members shall be ap-
16 pointed by the President.

17 (B) Four of the members shall be ap-
18 pointed by the Speaker of the House, including
19 two Members of the House, of which 1 shall be
20 from each political party.

21 (C) Four of the members shall be ap-
22 pointed by the President pro tempore of the
23 Senate, including 2 members of the Senate, of
24 which 1 shall be from each political party.

1 (2) CHAIRPERSON.—The Chairperson of the
2 Commission shall be elected by the members of the
3 Commission and shall continue to serve for the dura-
4 tion of the Commission.

5 (3) VACANCIES.—Any vacancy in the Commis-
6 sion shall be filled in the same manner as the origi-
7 nal appointment.

8 (c) DUTIES.—The Commission shall study the follow-
9 ing issues:

10 (1) DEMOGRAPHIC CHANGES.—Demographic
11 changes in student enrollment and classroom teach-
12 ers in the 10-year period prior to the date of enact-
13 ment of this Act.

14 (2) SPECIAL NEEDS.—Numbers and types of
15 special needs of students in urban schools.

16 (3) UNSERVED OR UNDERSERVED STUDENTS.—
17 Number of unserved or underserved students in
18 urban schools eligible for assistance under the Head
19 Start Act, chapter 1 of title I of the Elementary and
20 Secondary Education Act of 1965, School Dropout
21 Demonstration Assistance Act of 1988, Drug Free
22 Schools and Communities Act of 1986, Carl D. Per-
23 kins Vocational and Applied Technology Education
24 Act, Education of the Handicapped Act and other
25 Federal programs.

1 (4) STUDENT PERFORMANCE.—Program and
2 management efforts in urban schools designed to en-
3 hance student performance, and reasons for the ef-
4 fectiveness of such efforts.

5 (5) FINANCIAL SUPPORT.—Financial support
6 and funding needs of urban schools from local,
7 State, and Federal sources.

8 (6) COLLABORATIVE EFFORTS.—Collaborative
9 efforts and programs between urban schools, the pri-
10 vate sector, and community groups.

11 (7) SUPPLY NEEDS.—Supply needs for teachers
12 in urban schools in the 10-year period beginning on
13 the date of enactment of this Act.

14 (d) REPORTS.—

15 (1) IN GENERAL.—The Commission shall sub-
16 mit a report that includes recommendations to the
17 President and to the appropriate committees of the
18 Congress on the findings of the study required by
19 this section. The report shall be submitted as soon
20 as practicable.

21 (2) PROPOSAL FOR CHANGES IN FEDERAL LEG-
22 ISLATION.—The report submitted under this section
23 shall include proposals for changes in Federal legis-
24 lation.

1 (e) STAFF.—Such personnel as the Commission
2 deems necessary may be appointed by the Commission
3 without regard to the provisions of title 5, United States
4 Code, governing appointments in the competitive service,
5 and may be paid without regard to the provisions of chap-
6 ter 51 and subtitle III of chapter 53 of such title relating
7 to classification and General Schedule pay rates, but no
8 individual so appointed shall be paid in excess of the rate
9 of basic pay for level III of the Executive Schedule.

10 (f) COMPENSATION.—

11 (1) IN GENERAL.—Members of the Commission
12 who are officers or full-time employees of the United
13 States shall receive no additional pay, allowances, or
14 benefits by reason of their service on the Commis-
15 sion.

16 (2) TRAVEL EXPENSES.—Each member shall
17 receive travel expenses, including per diem in lieu of
18 subsistence, as authorized by section 5702 and 5703
19 of title 5, United States Code.

20 (3) SPECIAL RULE.—Members of the Commis-
21 sion who are not officers or full-time employees of
22 the United States may receive a per diem and travel
23 allowance as is provided by the United States Code
24 for persons in the Government service employed
25 intermittently.

1 (g) ADMINISTRATION.—

2 (1) IN GENERAL.—The Commission or, on the
3 authorization of the Commission, any committee
4 thereof, may, for the purpose of carrying out the
5 provisions of this section, hold such hearings and sit
6 and act at such times and such places within the
7 United States as the Commission or such committee
8 considers advisable.

9 (2) CONSULTATION.—In carrying out its duties
10 under this section, the Commission shall consult
11 with other Federal agencies, representatives of State
12 and local governments, and private organizations to
13 the extent feasible.

14 (3) INFORMATION.—The Commission may se-
15 cure directly from any department or agency of the
16 United States information necessary to enable it to
17 carry out this section. Upon request of the Chair-
18 person of the Commission, the head of such depart-
19 ment or agency shall furnish that information to the
20 Commission.

21 (4) CONTRACTS.—The Commission is author-
22 ized to enter into contracts to secure the necessary
23 data and information to conduct its work and to ob-
24 tain the services of experts and consultants.

1 (5) COOPERATION.—The heads of all Federal
2 agencies are, to the extent practicable, directed to
3 cooperate with the Commission in carrying out this
4 section.

5 (6) SPECIAL RULE.—The Commission is au-
6 thorized to utilize, with the consent of such agencies,
7 the services, personnel, information, and facilities of
8 other Federal, State, local, and private agencies with
9 or without reimbursement.

10 (h) TERMINATION.—The Commission shall terminate
11 3 years after the date of its first meeting.

12 (i) AUTHORIZATION OF APPROPRIATIONS.—

13 (1) IN GENERAL.—There are authorized to be
14 appropriated for fiscal years 1994 through 1996
15 such sums as may be necessary to carry out the pro-
16 visions of this section.

17 (2) AVAILABILITY.—Amounts appropriated pur-
18 suant to the authority of paragraph (1) shall remain
19 available until expended or until the termination of
20 the Commission, whichever occurs first.

21 **SEC. 404. FEDERAL FUNDS TO SUPPLEMENT NOT SUP-**
22 **PLANT NON-FEDERAL FUNDS.**

23 An eligible local educational agency may use funds
24 received under this Act only to supplement or to increase
25 the level of funds that would, in the absence of such Fed-

1 eral funds, be made available from non-Federal sources
2 for the education of students participating in activities as-
3 sisted under this Act and in no case may such funds be
4 used to supplant funds from non-Federal sources.

5 **SEC. 405. DEFINITIONS.**

6 Except as otherwise provided, for the purposes of this
7 Act:

8 (1) CENTRAL CITY.—The term “central city”
9 has the same meaning as that used by the United
10 States Census Bureau.

11 (2) COMMUNITY-BASED ORGANIZATION.—The
12 term “community-based organization” means a pri-
13 vate nonprofit organization which is representative
14 of a community or significant segments of a commu-
15 nity and which has a proven record of providing ef-
16 fective educational or related services to individuals
17 in the community.

18 (3) ELIGIBLE LOCAL EDUCATIONAL AGENCY.—
19 The term “eligible local educational agency” means
20 a local educational agency which—

21 (i) serves the largest central city in a
22 State;

23 (ii) enrolls more than 30,000 students and
24 serves a central city with a population of at

1 least 200,000 in a metropolitan statistical area;
2 or

3 (iii) enrolls between 25,000 and 30,000
4 students and serves a central city with a popu-
5 lation of at least 140,000 in a metropolitan sta-
6 tistical area.

7 (4) INSTITUTION OF HIGHER LEARNING.—The
8 term “institution of higher education” has the
9 meaning given to such term in section 1201(a) of
10 the Higher Education Act of 1965.

11 (5) LOCAL EDUCATIONAL AGENCY.—The term
12 “local educational agency” has the meaning given to
13 such term in section 1421(12) of the Elementary
14 and Secondary Education Act of 1965.

15 (6) METROPOLITAN STATISTICAL AREA.—The
16 term “metropolitan statistical area” has the same
17 meaning as that used by the United States Census
18 Bureau.

19 (7) POVERTY LEVEL.—The term “poverty
20 level” means the criteria of poverty used by the Bu-
21 reau of the Census in compiling the most recent de-
22 cennial census for a family of 4 in such form as
23 those criteria have been updated by increases in the
24 Consumer Price Index for All Urban Consumers.

1 (8) SECRETARY.—The term “Secretary” means
2 the Secretary of Education.

3 (9) STATE.—The term “State” means each of
4 the several States and the District of Columbia, but
5 does not include Guam, American Samoa, the Com-
6 monwealth of Puerto Rico, the United States Virgin
7 Islands, the Commonwealth of the Northern Mari-
8 ana Islands, the Republic of the Marshall Islands,
9 the Federated States of Micronesia, and Palau.

10 (10) STATE EDUCATIONAL AGENCY.—The term
11 “State educational agency” has the meaning given
12 to such term in section 1471(23) of the Elementary
13 and Secondary Education Act of 1965.



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